

**HOUSE JOURNAL
63RD LEGISLATURE
SEVENTIETH LEGISLATIVE DAY**

Helena, Montana
April 4, 2013

House Chambers
State Capitol

House convened at 1:00 p.m. Mr. Speaker presiding. Invocation by Representative Jerry Bennett. Pledge of Allegiance to the Flag.

Roll Call. All members present, except Representatives Halvorson and Osmundson, excused. Quorum present.

BILLS (O'Hara, Chair): 4/4/2013

Correctly printed: **HB 14, HB 496, HB 521, HB 619, HB 637, HJR 20, HJR 24, SB 31, SB 43, SB 88, SB 154, SB 223, SB 236, SB 278, SB 294, SB 302, SB 351, SB 357, SJR 15.**

Correctly engrossed: **HB 631, SB 256, SB 288, SB 297, SB 336, SB 347.**

Correctly enrolled: **HB 66, HB 84, HB 124, HB 217, HB 465.**

Transmitted to the Senate: **HB 230, HB 393, HB 408, HB 591, HB 603, HB 614, HB 623, SB 94, SB 112, SB 127, SB 144, SB 183, SB 215, SB 217, SB 242, SB 250.**

Signed by the Speaker at 3:20 p.m., April 4, 2013: **HB 127, HB 170, HB 388.**

Signed by the Speaker at 3:25 p.m., April 4, 2013: **HB 451, HB 502.**

Signed by the Chief Clerk of the House at 3:52 p.m., April 4, 2013: **HB 127, HB 170, HB 388, HB 451, HB 502.**

COMMUNICATIONS AND PETITIONS

Mr. Speaker: We, your committee on Legislative Administration, having examined the daily journals for the fifty-sixth, fifty-seventh, fifty-eighth, fifty-ninth, and sixtieth legislative days, find the same to be correct.

Representative O'Hara, Chair

REPORTS OF STANDING COMMITTEES

APPROPRIATIONS (Ankney, Chair): 4/3/2013

SB 154, be concurred in. Report adopted.

SB 223, be concurred in. Report adopted.

SB 275, be concurred in. Report adopted.

APPROPRIATIONS (Ankney, Chair): 4/4/2013

SB 43, be concurred in. Report adopted.

SB 236, be concurred in. Report adopted.

SB 256, be amended as follows:

1. Title, page 1, line 7.

Following: "BY"

Insert: "CERTAIN"

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2. Title, page 1, line 9.

Following: "ESCAPES;"

Insert: "PROVIDING AN APPROPRIATION;"

3. Title, page 1, line 10.

Strike: "AND"

Following: "MCA"

Insert: "; AND PROVIDING AN EFFECTIVE DATE"

4. Page 3, line 14.

Following: "(7)"

Insert: "(a)"

Strike: "The"

Insert: "Except as provided in subsection (7)(b), the"

5. Page 3.

Following: line 17

Insert: "(b) Subsection (7)(a) does not apply to wild buffalo or bison entering the state of Montana from Yellowstone national park or bison that are owned by tribal entities."

6. Page 5, line 30.

Following: "(7)"

Insert: "(a)"

Strike: "The"

Insert: "Except as provided in subsection (7)(b), the"

7. Page 6.

Following: line 3

Insert: "(b) Subsection (7)(a) does not apply to wild buffalo or bison entering the state of Montana from Yellowstone national park or bison that are owned by tribal entities."

8. Page 6.

Following: line 7

Insert: "NEW SECTION. **Section 3. Appropriation.** In each year of the biennium beginning July 1, 2013, there is appropriated to the department of fish, wildlife, and parks \$20,000 from the state general fund for the payment of costs incurred and damage caused to private property by wild buffalo or bison pursuant to 87-1-216(7)."

Insert: "NEW SECTION. **Section 4. Effective date.** [This act] is effective July 1, 2013."

And, as amended, be concurred in. Report adopted.

BUSINESS AND LABOR (Berry, Chair):
SB 294, be concurred in. Report adopted.
SB 357, be concurred in. Report adopted.

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EDUCATION (Hansen, Chair): 4/3/2013
SB 302, be concurred in. Report adopted.

FEDERAL RELATIONS, ENERGY, AND TELECOMMUNICATIONS (Regier, Chair): 4/3/2013
SB 288, be amended as follows:

1. Title, page 1, line 6 through line 7.
Strike: "STATE" on line 6 through "USE" on line 7
Insert: "CONDEMNOR"

2. Title, page 1, line 10.
Strike: "70-30-102, 70-30-104,"

3. Page 1, line 17.
Strike: "state or its agents"
Insert: "condemnor"

4. Page 2, line 6.
Strike: "state or its agents"
Insert: "condemnor"

5. Page 2, line 10.
Strike: "state or its agents"
Insert: "condemnor's"

6. Page 2, line 11.
Strike: "state or its agents"
Insert: "condemnor's"

7. Page 2, line 14.
Strike: "state or its agents"
Insert: "condemnor"

8. Page 2, line 17.
Strike: "state or its agents"
Insert: "condemnor"

9. Page 2, line 19.
Strike: "state or its agents"
Insert: "condemnor's"

10. Page 2, line 21.
Strike: "state or its agents"
Insert: "condemnor's"

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11. Page 2, line 21 through line 22.

Strike: the second "state" on line 21 through "agents" on line 22

Insert: "condemnor"

12. Page 2, line 23.

Strike: "state or its agents provide"

Insert: "condemnor provides"

13. Page 2, line 26.

Strike: "state or its agents believe"

Insert: "condemnor believes"

14. Page 2, line 27.

Strike: "state or its agents"

Insert: "condemnor"

15. Page 2, line 29.

Strike: "state or its agents"

Insert: "condemnor's"

16. Page 2, line 30.

Strike: "state or its agents"

Insert: "condemnor's"

17. Page 3, line 1.

Strike: "state or its agents"

Insert: "condemnor"

18. Page 3, line 3.

Strike: "state or its agents"

Insert: "condemnor"

19. Page 3, line 6.

Strike: "state or its agents"

Insert: "condemnor"

20. Page 3, line 7.

Strike: "state or its agents"

Insert: "condemnor"

21. Page 3, line 10.

Strike: "state or its agents"

Insert: "condemnor"

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22. Page 3, line 14.

Strike: "state or its agents"

Insert: "condemnor"

23. Page 3, line 16.

Strike: "state or its agents"

Insert: "condemnor"

24. Page 3, line 18.

Strike: "state or its agents"

Insert: "condemnor"

25. Page 3, line 21.

Strike: "state or its agents"

Insert: "condemnor"

26. Page 3.

Following: line 30

Insert: "(3) "Condemnor" means an entity able to take private property in accordance with this chapter for a public use enumerated in 70-30-102. An entity may otherwise be delegated the power of eminent domain in statute for a public use enumerated in 70-30-102."

Renumber: subsequent subsections

27. Page 4, line 1 through 2.

Strike: "the state" on line 1 through "use" on line 2

Insert: "a condemnor"

28. Page 4, line 3 through line 5.

Strike: subsection (4) in its entirety

Renumber: subsequent subsection

29. Page 4, line 8 through page 7, line 28.

Strike: section 4 through section 5 in their entirety

Renumber: subsequent sections

30. Page 8, line 2.

Strike: "state or its agents"

31. Page 8, line 3.

Strike: "state or its agent"

Insert: "condemnor"

32. Page 8, line 23.

Strike: "state or its agents"

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Following: "use"

Insert: "condemnor"

33. Page 8, line 26.

Strike: "state or its agents"

Following: "use"

Insert: "condemnor"

34. Page 8, line 29.

Strike: "state or its agents"

Insert: "condemnor"

35. Page 9, line 1.

Strike: "state or its agents"

Insert: "condemnor"

36. Page 9, line 4.

Strike: "state or its agents"

Insert: "condemnor"

37. Page 9, line 11.

Strike: "state or its agents"

Insert: "condemnor"

38. Page 9, line 19.

Strike: "state or its agents"

Insert: "condemnor"

39. Page 13, line 1 through page 16, line 20.

Strike: section 12 through section 13 in their entirety

Renumber: subsequent sections

40. Page 16.

Following: line 20

Insert: "COORDINATION SECTION. Section 10. Coordination instruction. If House Bill No. 417 and [this act] are passed and approved and if both contain a section that amends 70-30-111, then the sections amending 70-30-111 are void and 70-30-111 must be amended as follows:

"**70-30-111. Facts necessary to be found before condemnation.** (1) Before property can may be taken, the condemnor shall show by a preponderance of the evidence that the public interest requires the taking based on the following findings:

(1)(a) the use to which the property is to be applied is a public use pursuant to 70-30-102;

(2)(b) the taking is necessary to the public use;

(3)(c) if already being used for a public use, that the public use for which the property is proposed to be used is a more necessary public use;

(4)(d) an effort to obtain the property interest sought to be taken was made by submission

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of a final written offer prior to initiating condemnation proceedings and in accordance with [section 2 of Senate Bill No. 288] and the final written offer was:

(i) rejected; or

(ii) rejected in accordance with [section 2 of Senate Bill No. 288] because a property owner did not respond or the condemnor believed an impasse existed.

(2) Subsection (1)(d) does not prohibit the condemnor from making further offers in an effort to obtain the property interest sought to be taken, but offers made after the final written offer is submitted pursuant to subsection (1)(d) may not be used to determine whether the condemnee prevails pursuant to 70-30-305. The condemnor shall disclose to a property owner that further offers made in accordance with this subsection are not considered the final written offer."

Renumber: subsequent sections

And, as amended, be concurred in. Report adopted.

HUMAN SERVICES (Howard, Chair):
SB 297, be amended as follows:

4/3/2013

1. Page 1.

Following: line 17

Insert: "(2) Insurance payments made to a provider of health care services under subsection (1) must be paid according to the terms of the applicable policy or in accordance with any written agreement or contract existing between the provider and the insurer or a person contractually engaged by the insurer to perform services or an insurance function for the insurer. This section does not prohibit negotiations regarding the amount of the billed charges or a reasonable request for additional information or documents in order to evaluate the claim.

(3) An insurer making payment on a claim under a disability insurance policy, member contract, health benefit plan, group health plan, blanket disability insurance policy as defined in 33-22-601, or other medical coverage shall credit toward satisfaction of the insured's deductible, copayment, or coinsurance, if any, any payment made by a casualty or property insurer but only if the payment to be credited is applied to a covered medical expense under the terms of the applicable health policy."

Renumber: subsequent subsections

And, as amended, be concurred in. Report adopted.

SB 351, be concurred in. Report adopted.

JUDICIARY (Kerns, Chair):
HJR 20, do pass. Report adopted.

4/4/2013

NATURAL RESOURCES (Bennett, Chair):
SB 88, be concurred in. Report adopted.
SB 278, be concurred in. Report adopted.

4/3/2013

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SB 336, be amended as follows:

1. Page 4, line 11.

Following: line 10

Insert: "COORDINATION SECTION. Section 2. Coordination instruction. If both Senate Bill No. 19 and [this act] are passed and approved and both contain a section amending 85-2-102, then the definition of "developed spring" in Senate Bill No. 19 must read as follows:

"(12) "Developed spring" means any point where ground water emerges naturally, that has subsequently been physically altered, and from which ground water flows under natural pressures or is artificially withdrawn.""

And, as amended, be concurred in. Report adopted.

SB 347, be amended as follows:

1. Title, page 1, line 5.

Strike: "OR A MODIFICATION OF STREAM FLOW"

2. Page 2, line 7.

Following: "·"
·

Insert: "or"

3. Page 2, line 8.

Following: "waters"

Insert: "and the resulting decrease in flow or volume if the withdrawal or diversion:
(i) is"

4. Page 2, line 9.

Following: "or"

Insert: "

(ii) would not, in the department's determination, have a reasonable possibility to cause a significant adverse impact on a fish population."

5. Page 2, line 10.

Strike: subsection (c) in its entirety

6. Page 7, line 18.

Following: "·"
·

Insert: "or"

7. Page 7, line 19.

Following: "waters"

Insert: "and the resulting decrease in flow or volume if the withdrawal or diversion:
(i) is"

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8. Page 7, line 20.

Following: "or"

Insert: "

(ii) would not, in the department's determination, have a reasonable possibility to cause a significant adverse impact on a fish population."

9. Page 7, line 21.

Strike: subsection (c) in its entirety

And, as amended, be concurred in. Report adopted.

SJR 15, be concurred in. Report adopted.

MESSAGES FROM THE SENATE

House bills concurred in and returned to the House: 4/3/2013

HB 66, introduced by Hoven

HB 84, introduced by Noonan

HB 124, introduced by O'Hara

HB 465, introduced by Blyton

House bill concurred in as amended and returned to the House for concurrence in Senate amendments:

4/3/2013

HB 299, introduced by Warburton

Senate bills passed and transmitted to the House for concurrence: 4/3/2013

SB 355, introduced by Hamlett

SB 386, introduced by Facey

House amendments to Senate bills concurred in: 4/3/2013

SB 11, introduced by Caferro

SB 18, introduced by Hamlett

SB 120, introduced by Buttrey

SB 122, introduced by Facey

MESSAGES FROM THE GOVERNOR

April 3, 2013

The Honorable Mark Blasdel

Speaker of the House

State Capitol Helena, MT 59620

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Dear Speaker Blasdel:

On Wednesday, April 3, I signed the following House bill:

House Bill 247 - Lavin

This bill was delivered to the Secretary of State's Office today.

Sincerely,

STEVE BULLOCK
Governor

FIRST READING AND COMMITMENT OF BILLS

The following House joint resolution was introduced, read first time, and referred to committee:

HJR 24, introduced by Cuffe, referred to State Administration.

The following Senate bills were introduced, read first time, and referred to committees:

SB 355, introduced by Hamlett, Brenden, Keane, Larsen, referred to Natural Resources.

SB 386, introduced by Facey, referred to Local Government.

THIRD READING OF BILLS

The following bills having been read three several times, title and history agreed to, were disposed of in the following manner:

HB 213 passed as follows:

Yeas: Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, O'Hara, O'Neil, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Mr. Speaker.

Total 52

Nays: Ankney, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.

Total 47

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Voted Absentee: Halvorson, Aye.

Excused: Osmundson.

Total 1

Absent or not voting: None.

Total 0

HB 217 passed as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Wilson, Zolnikov, Mr. Speaker.

Total 58

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollandsworth, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Woods.

Total 41

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.

Total 1

Absent or not voting: None.

Total 0

HB 423 passed as follows:

Yeas: Ballance, Bangerter, J. Bennett, Blyton, Brodehl, Clark, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.

Total 50

Nays: Ankney, B. Bennett, Berry, Boland, Boss Ribs, Brockie, Coffin, Connell, Cook, Court, Curtis, Dudik, Eck, Gursky, Hagan, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan,

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Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.
Total 49

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.
Total 1

Absent or not voting: None.
Total 0

HB 443 passed as follows:

Yeas: Ankney, Bangerter, J. Bennett, Berry, Boland, Brockie, Brodehl, Clark, Connell, Cook, Curtis, Doane, Edmunds, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Hagan, Halvorson, Hansen, Hertz, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Kary, Kerns, Knudsen, Lang, Lavin, Lenz, Lynch, McChesney, McClafferty, McNiven, Mehlhoff, Miller, Noonan, O'Hara, O'Neil, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, B. Smith, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Woods, Mr. Speaker.
Total 65

Nays: Ballance, B. Bennett, Blyton, Boss Ribs, Coffin, Court, Cuffe, Dudik, Eck, Ehli, Greef, Gursky, Hagstrom, Harris, Hill, Hoven, Jacobson, Jones, Laszloffy, Lieser, MacDonald, McCarthy, McNally, Moore, Neill, Pease-Lopez, Schreiner, Squires, Steenberg, Swanson, Whitford, Wilmer, Wilson, Zolnikov.
Total 34

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.
Total 1

Absent or not voting: None.
Total 0

HB 581 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, McCarthy, McChesney, McNally, McNiven, Moore, O'Hara, O'Neil, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer,

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Shaw, C. Smith, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Williams, Wilmer, Zolnikov, Mr. Speaker.

Total 66

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Court, Curtis, Dudik, Eck, Fiscus, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lynch, MacDonald, McClafferty, Mehlhoff, Miller, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Swanson, Whitford, Wilson, Woods.

Total 33

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.

Total 1

Absent or not voting: None.

Total 0

HB 589 passed as follows:

Yeas: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Flynn, Gibson, Greef, Gursky, Hill, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Jones, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Warburton, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.

Total 52

Nays: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Doane, Edmunds, Fiscus, Fitzpatrick, Galt, Glimm, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Ingraham, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Neil, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Washburn, White, Zolnikov, Mr. Speaker.

Total 47

Voted Absentee: Halvorson, No.

Excused: Osmundson.

Total 1

Absent or not voting: None.

Total 0

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HB 634 passed as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Court, Cuffe, Edmunds, Ehli, Fiscus, Fitzpatrick, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McCarthy, McNally, McNiven, Miller, Neill, O'Hara, O'Neil, Randall, Regier, Reichner, Schreiner, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.

Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Curtis, Doane, Dudik, Eck, Flynn, Gursky, Hertz, Hill, Jacobson, Lieser, Lynch, MacDonald, McChesney, McClafferty, Mehlhoff, Moore, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Redfield, Salomon, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.

Total 39

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.

Total 1

Absent or not voting: None.

Total 0

HB 635 passed as follows:

Yeas: Ankney, Ballance, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Dudik, Edmunds, Ehli, Fitzpatrick, Flynn, Gibson, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McChesney, McNiven, Noonan, O'Hara, O'Neil, Pease-Lopez, Reichner, Salomon, Schreiner, Shaw, C. Smith, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, Whitford, Wilmer, Mr. Speaker.

Total 64

Nays: Bangerter, Court, Curtis, Doane, Eck, Fiscus, Galt, Glimm, Hollenbaugh, Hunter, Jacobson, Knudsen, Lang, McCarthy, McClafferty, McNally, Mehlhoff, Miller, Moore, Neill, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Schwaderer, B. Smith, Squires, White, Williams, Wilson, Woods, Zolnikov.

Total 35

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.

Total 1

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Absent or not voting: None.

Total 0

SB 269 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 39

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.

Total 1

Absent or not voting: None.

Total 0

SB 305 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 59

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 40

Voted Absentee: Halvorson, Aye.

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Excused: Osmundson.

Total 1

Absent or not voting: None.

Total 0

SB 323 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 94

Nays: J. Bennett, Ingraham, Kerns, B. Smith, Zolnikov.

Total 5

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.

Total 1

Absent or not voting: None.

Total 0

SB 324 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 99

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Voted Absentee: Halvorson, Aye.

Nays: None.
Total 0

Excused: Osmundson.
Total 1

Absent or not voting: None.
Total 0

SB 335 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 99

Nays: None.
Total 0

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.
Total 1

Absent or not voting: None.
Total 0

SJR 18 concurred in as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.
Total 59

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Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 39

Voted Absentee: Halvorson, Aye.

Excused: Osmundson.

Total 1

Absent or not voting: Doane.

Total 1

**SECOND READING OF BILLS
(COMMITTEE OF THE WHOLE)**

Majority Leader Vance moved the House resolve itself into a Committee of the Whole for consideration of business on second reading. Motion carried. Representative Bangerter in the chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on second reading, recommend as follows:

HB 14 - Representative Hollenbaugh moved **HB 14** do pass. Motion carried as follows:

Yeas: Ankney, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Coffin, Connell, Cook, Court, Cuffe, Curtis, Dudik, Eck, Ehli, Fiscus, Fitzpatrick, Gibson, Greef, Gursky, Hagan, Hagstrom, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Jones, Knudsen, Lang, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Hara, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Salomon, Schreiner, Shaw, B. Smith, Squires, Steenberg, Swanson, Warburton, Welborn, Whitford, Williams, Wilmer, Wilson, Woods, Mr. Speaker.

Total 68

Nays: Ballance, J. Bennett, Brodehl, Clark, Doane, Edmunds, Flynn, Galt, Glimm, Halvorson, Hansen, Harris, Howard, Ingraham, Kary, Kerns, Laszloffy, McNiven, Miller, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Schwaderer, C. Smith, Vance, Wagoner, Washburn, White, Zolnikov.

Total 32

Voted Absentee: Halvorson, Osmundson, No.

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 496 - Representative Howard moved **HB 496** do pass. Motion carried as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.

Total 54

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.

Total 46

Voted Absentee: Halvorson, Osmundson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 521 - Representative G. Bennett moved **HB 521** do pass. Motion carried as follows:

Yeas: Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, White, Zolnikov, Mr. Speaker.

Total 54

Nays: Ankney, B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Gibson, Gursky, Hill, Hollandsworth, Hollenbaugh, Hoven, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Welborn, Whitford, Williams, Wilmer, Wilson, Woods.

Total 46

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Voted Absentee: Halvorson, Osmundson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 619 - Representative Warburton moved **HB 619** do pass.

HB 619 - Representative Hill moved **HB 619**, second reading copy, be amended as follows:

1. Title, page 1, line 6.

Following: "A RIGHT TO"

Insert: "VASECTOMIES, CONDOMS, VIAGRA, OR"

Following: "FUNDING OF"

Insert: "VASECTOMIES, CONDOMS, VIAGRA, OR"

2. Page 1, line 13.

Following: "Section 8."

Strike: "Abortion"

Insert: "Vasectomies, condoms, viagra, or abortion -- rights -- public funding"

Following: "a right to"

Insert: "vasectomies, condoms, viagra, or"

3. Page 1, line 14.

Following: "funding of"

Insert: "vasectomies, condoms, viagra, or "

Amendment **not** adopted as follows:

Yeas: B. Bennett, Boland, Boss Ribs, Brockie, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, Schwaderer, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Zolnikov.

Total 41

Nays: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Coffin, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Woods, Mr. Speaker.

Total 58

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Voted Absentee: Halvorson, Osmundson, No.

Excused: None.

Total 0

Absent or not voting: Gibson.

Total 1

HB 619 - Representative Warburton moved **HB 619** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Mr. Speaker.

Total 58

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hagan, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Moore, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.

Total 42

Voted Absentee: Halvorson, Osmundson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 631 - Representative Fitzpatrick moved **HB 631** do pass.

HB 631 - Representative Fitzpatrick moved **HB 631**, second reading copy, be amended as follows:

1. Page 1, line 15.

Following: "using"

Insert: "reasonable"

Amendment adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Boss Ribs, Brockie, Brodehl,

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Clark, Connell, Cook, Cuffe, Curtis, Doane, Dudik, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Lang, Laszloffy, Lavin, Lenz, Lynch, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Osmundson, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Shaw, B. Smith, C. Smith, Squires, Steenberg, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 84

Nays: B. Bennett, Boland, Coffin, Court, Eck, Hill, Hollenbaugh, Hunter, Knudsen, Lieser, MacDonald, Pease-Lopez, Peppers, Schreiner, Schwaderer, Swanson.

Total 16

Voted Absentee: Halvorson, Osmundson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

HB 631 - Representative Fitzpatrick moved **HB 631**, as amended, do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McChesney, McNiven, Mehlhoff, O'Hara, Osmundson, Pierson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Mr. Speaker.

Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Lieser, Lynch, MacDonald, McCarthy, McClafferty, McNally, Miller, Moore, Neill, Noonan, O'Neil, Pease-Lopez, Peppers, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov.

Total 40

Voted Absentee: Halvorson, Osmundson, Aye.

Excused: None.

Total 0

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Absent or not voting: None.

Total 0

HB 637 - Representative Schwaderer moved **HB 637** do pass. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Knudsen, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, Osmundson, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.

Total 94

Nays: J. Bennett, Cuffe, Hoven, Kerns, O'Hara, O'Neil.

Total 6

Voted Absentee: Halvorson, Osmundson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 31 - Representative D. Moore moved **SB 31** be concurred in. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brodehl, Clark, Connell, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Halvorson, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, McNiven, Miller, Moore, O'Hara, O'Neil, Osmundson, Randall, Redfield, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Vance, Wagoner, Warburton, Washburn, Welborn, White, Zolnikov, Mr. Speaker.

Total 60

Nays: B. Bennett, Boland, Boss Ribs, Brockie, Coffin, Cook, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Steenberg, Swanson, Whitford, Williams, Wilmer, Wilson, Woods.

Total 40

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Voted Absentee: Halvorson, Osmundson, Aye.

Excused: None.

Total 0

Absent or not voting: None.

Total 0

SB 56 - Representative White moved **SB 56** be concurred in. Motion **failed** as follows:

Yeas: Coffin, Curtis, Eck, Hansen, Hoven, Lieser, Lynch, McClafferty, Noonan, Pomnichowski, Redfield, Swanson, White, Williams, Wilmer, Woods.

Total 16

Nays: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Connell, Cook, Court, Cuffe, Doane, Dudik, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Halvorson, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lavin, Lenz, MacDonald, McCarthy, McChesney, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, O'Hara, O'Neil, Osmundson, Pease-Lopez, Peppers, Pierson, Price, Randall, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Vance, Warburton, Washburn, Welborn, Whitford, Wilson, Zolnikov, Mr. Speaker.

Total 83

Voted Absentee: Halvorson, Osmundson, No.

Excused: None.

Total 0

Absent or not voting: Wagoner.

Total 1

Majority Leader Vance moved the committee rise and report. Motion carried. Committee arose. House resumed. Mr. Speaker presiding. Chair Bangerter moved the Committee of the Whole report be adopted. Report adopted as follows:

Yeas: Ankney, Ballance, Bangerter, J. Bennett, Berry, Blyton, Brockie, Brodehl, Clark, Cook, Cuffe, Doane, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Hagan, Hagstrom, Hansen, Harris, Hertz, Hollandsworth, Hoven, Howard, Ingraham, Jones, Kary, Kerns, Knudsen, Lang, Laszloffy, Lenz, McNally, McNiven, Moore, O'Hara, O'Neil, Randall, Regier, Reichner, Salomon, Schwaderer, Shaw, C. Smith, Steenberg, Vance, Wagoner, Washburn, Welborn, White, Wilmer, Zolnikov, Mr. Speaker.

Total 58

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Nays: B. Bennett, Boland, Boss Ribs, Coffin, Court, Curtis, Dudik, Eck, Gursky, Hill, Hollenbaugh, Hunter, Jacobson, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, Mehlhoff, Neill, Noonan, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Schreiner, B. Smith, Squires, Swanson, Warburton, Whitford, Williams, Wilson, Woods.
Total 36

Voted Absentee: None.

Excused: Halvorson, Osmundson.
Total 2

Absent or not voting: Connell, Lavin, Miller, Redfield.
Total 4

MOTIONS

Representative McCarthy moved to change his vote on **SB 335** from No to Yes. Without objection, so ordered.

SJR 21 was transmitted to the House after the deadline for General Bills. As per Joint Rule 40-200, Majority Leader Vance moved to receive **SJR 21** into the House for consideration. Motion carried as follows:

Yeas: Ankney, Ballance, Bangerter, B. Bennett, J. Bennett, Berry, Blyton, Boland, Boss Ribs, Brockie, Brodehl, Clark, Coffin, Connell, Cook, Court, Cuffe, Curtis, Doane, Dudik, Eck, Edmunds, Ehli, Fiscus, Fitzpatrick, Flynn, Galt, Gibson, Glimm, Greef, Gursky, Hagan, Hagstrom, Hansen, Harris, Hertz, Hill, Hollandsworth, Hollenbaugh, Hoven, Howard, Hunter, Ingraham, Jacobson, Jones, Kary, Kerns, Lang, Laszloffy, Lavin, Lenz, Lieser, Lynch, MacDonald, McCarthy, McChesney, McClafferty, McNally, McNiven, Mehlhoff, Miller, Moore, Neill, Noonan, O'Hara, O'Neil, Pease-Lopez, Peppers, Pierson, Pomnichowski, Price, Randall, Redfield, Regier, Reichner, Salomon, Schreiner, Schwaderer, Shaw, B. Smith, C. Smith, Squires, Steenberg, Swanson, Vance, Wagoner, Warburton, Washburn, Welborn, White, Whitford, Williams, Wilmer, Wilson, Woods, Zolnikov, Mr. Speaker.
Total 97

Nays: None.
Total 0

Voted Absentee: None.

Excused: Halvorson, Osmundson.
Total 2

Absent or not voting: Knudsen.
Total 1

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SPECIAL ORDERS OF THE DAY

Representative Brockie rose to congratulate the University of Louisville Women's Basketball team for making it to the Final Four. Representative Brockie also sent a special congratulations to Shoni Shimmel and her sister Jude for being the first Native American women to make it to the Final Four.

ANNOUNCEMENTS

Committee meetings were announced by the committee chairs.

Majority Leader Vance moved that the House adjourn until 1:00 p.m., Friday, April 5, 2013.
Motion carried.

House adjourned at 2:40 p.m.

LINDSEY GROVOM
Chief Clerk of the House

MARK BLASDEL
Speaker of the House